

10/018,616

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5947 (PC17504)

# REMARKS

## Claim Disposition

Claims 2, 3, and 5-36 are pending in the application.

Claims 2-3, 5-7, 21, 35 and 36 were allowed.

Claims 8-16, 17-20, and 22-34 are cancelled without disclaimer or prejudice to facilitate issuance of the allowed claims. Applicants reserve the right to file continuing applications or take any other such appropriate measure to prosecute the subject matter of the cancelled claims.

Claim 3 is amended and, new claim 37 is added.

Claims 2-3, 5-7, 21, and 35-37 will be pending in this application, upon entry of the present amendment.

## Claim rejections

Claim 15 was rejected under 35 U.S.C. § 112, and 35 U.S.C. § 102 (a).

Claim 16 was rejected under 35 U.S.C. § 103.

Each of these rejections is obviate by cancellation of the rejected claim, as set forth and explained above.

Accordingly, these rejections of the claims should be withdrawn.

## Claim amendments

Claim 3 is amended as set forth above to correct a typographical error.

## New claim

New claim 37 is added to specifically claim "An isolated and purified DNA sequence that consists of the DNA sequence shown in SEQ ID NO: 3 ". The claim is fully supported by the specification and the claims as originally filed. Applicants submit that in light of the allowed subject matter, claim 37 should clearly be deemed allowable, and entry of this claim respectfully requested.

In view of the foregoing, further and favorable action in the form of a Notice of Allowance is believed to be next in order, and such action is respectfully solicited.

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The Commissioner is authorized to charge any fee or credit any over payment in connection with this communication to our Deposit Account No. 23-0455.

Respectfully submitted,

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